

Department of Permits Approvals and Inspections
111 West Chesapeake Avenue
Towson, Maryland 21204
Baltimore County, Maryland

In the Matter of

Civil Citation No. 92684

Morris Weinman Company
c/o Tire Kingdom NTB #571
823 Donald Ross Road
Juno Beach FL 33408

1909 E. Joppa Road

Respondent

FINDINGS OF FACT AND CONCLUSIONS OF LAW
FINAL ORDER OF THE ADMINISTRATIVE LAW JUDGE

This matter came before the Administrative Law Judge on May 25, 2011 for a Hearing on a citation for violations under the Baltimore County Zoning Regulations (BCZR). The Respondent was charged with violating BCZR § 450: failure to remove all illegal banners and inflatables on commercial property zoned BL located at 1909 E Joppa Road, 21234.

On May 5, 2011, pursuant to § 3-6-205, Baltimore County Code, Inspector Jeffrey Radcliffe issued a Code Enforcement & Inspections Citation. The citation was sent to the Respondent by 1st class mail to the last known address listed in the Maryland State Tax Assessment files.

The citation proposed a civil penalty of \$3,000.00 (three thousand dollars).

The following persons appeared for the Hearing and testified: Louis Kalish, Manager and Jeffrey Radcliffe, Baltimore County Code Enforcement Officer.

Inspector Radcliffe presented Baltimore County's case, and submitted several photos which depict numerous signs and "inflatables" on the premises, which is an NTB franchise store. Inspector Radcliffe testified that there have been two prior violations of the Baltimore County sign ordinance (BCZR § 450) at this location (in March 2009 and July 2010). Even though he issued the citation on May 5, 2011, the Respondent failed to remove the signs and/or "inflatables", and a review of Baltimore County records revealed that no permits had been issued for any of the signs in question. The

manager of the Respondent's store testified, and advised that he has only been at the location for several months, and has been trying to inform himself about various County zoning and sign laws applicable to the store's operation.

THEREFORE:

IT IS ORDERED by the Administrative Law Judge that a civil penalty be imposed in the amount of \$3,000.00 (three thousand dollars). If not paid within 30 days of billing, the \$3,000.00 penalty shall be placed as a lien upon the premises.

ORDERED this 1ST day of June 2011

Signed: ORIDGNIAL SIGNED
John E. Beverungen
Administrative Law Judge

NOTICE TO RESPONDENT: The Respondent is advised that pursuant to §3-6-301(a) of the Baltimore County Code, the Respondent may appeal this order to the Baltimore County Board of Appeals within fifteen (15) days from the date of this order; any such appeal requires the filing of a petition setting forth the grounds for appeal, payment of a filing fee of \$150 and the posting of security in the amount of the penalty assessed.

JEB/jaf